



DEPARTMENT OF THE ARMY
LOS ANGELES DISTRICT, U.S. ARMY CORPS OF ENGINEERS
915 WILSHIRE BLVD, LOS ANGELES CALIFORNIA 90017

October 7, 2014

Kishen Prathivadi
City of Beaumont
550 E 6th Street,
Beaumont, California 92223

DEPARTMENT OF THE ARMY NATIONWIDE PERMIT VERIFICATION

Dear Ms. Prathivadi:

I am responding to your request (SPL-2012-00625-SCM) for a Department of the Army permit for your proposed State Route 60 and Potrero Boulevard Interchange Project. The proposed project is located within the City of Beaumont, Riverside County, California (33.933611°N, -117.019722°W).

Because this project would result in a discharge of dredged and/or fill material into waters of the United States a Department of the Army permit is required pursuant to section 404 of the Clean Water Act (33 USC 1344; 33 CFR parts 323 and 330).

I have determined construction of your proposed project, if constructed as described in your application, would comply with Nationwide Permit (NWP) 14 (Linear Transportation Projects). Specifically, and as shown in the enclosed figure(s), you are authorized to permanently impact 0.0075 acre of wetland waters of the U.S. and to permanently impact 0.4175 acre of non-wetland waters of the U.S. in association constructing the State Route 60 and Potrero Boulevard Interchange Project. The proposed project would include constructing a bridge overcrossing at SR-60 for Potrero Boulevard, creek crossings, and converting drainages to underground culverts. The proposed project will impact several drainages, specifically Drainages D1, D2, D3 (Cooper's Creek) and D5-D8 (see table below).

Drainage	Non-wetland Waters of U.S. Permanently Impacted	Wetlands Permanently Impacted	Total Waters of U.S. Permanently Impacted
D1	0.255	0	0.255
D2	0.007	0	0.007
Cooper's Creek (D3)	0.0075	0.0075	0.015
D4	0	0	0
D5	0.017	0	0.017
D6	0.021	0	0.021
D7	0.078	0	0.078
D8	0.032	0	0.032
<i>Project Site total</i>	<i>0.4175</i>	<i>0.0075</i>	<i>0.425</i>

For this NWP verification letter to be valid, you must comply with all of the terms and conditions in Enclosure 1. Furthermore, you must comply with the non-discretionary Special Conditions listed below:

1. The Permittee shall abide by the terms and conditions of the project's section 401 Water Quality Certification, dated April 29, 2014.
2. Prior to initiating construction in waters of the U.S. and to mitigate for permanent impacts to 0.0075 acre of wetland waters of the U.S. and permanent impacts to 0.4175 acre of non-wetland waters of the U.S., the Permittee shall provide documentation verifying purchase of 1.71 acres of mitigation credits for the rehabilitation of non-wetland waters of the U.S. from the Riverside Corona Resource Conservation District In-Lieu Fee Program, a Corps-approved in-lieu fee program (ILFP). The Permittee shall not initiate work in waters of the U.S. prior to receiving written confirmation (by letter or e-mail) from the Corps Regulatory Division as to compliance with this special condition. The permittee retains responsibility for providing the compensatory mitigation until the number and resource type of credits described above have been secured from a sponsor and the Corps Regulatory Division has received documentation that confirms that the sponsor has accepted the responsibility for providing the required compensatory mitigation. This documentation may consist of a letter or form signed by the sponsor, with the permit number and a statement indicating the number and resource type of credits that have been secured from the sponsor.
3. The permittee shall employ all best management practices (BMPs) to ensure that no debris, soil, silt, sand, rubbish, cement or concrete washings thereof, oil or petroleum can be washed by rainfall or runoff into waterways. When project operations are completed, any and all excess construction material, debris, and or other associated excess project materials shall be removed and if not recycled or reused, disposed of at an appropriate off-site location outside of any Corps jurisdictional waters of the U.S. Similarly, the permittee shall ensure that all vehicle maintenance, staging, storage, and dispensing of fuel occurs in designated upland areas. The permittee shall ensure that these designated upland areas are located in such a manner to prevent any runoff from entering waters of the U.S.
4. If stream flows must be diverted, the diversions shall be implemented by the permittee using natural grading, sandbags, or other methods requiring minimal in-stream impacts. Silt fencing or other sediment-trapping materials shall be installed at the downstream end of construction activity to minimize the transport of sediments offsite. Settling ponds where sediment is collected shall be cleaned out in a manner that prevents the sediment from reentering the stream. Care shall be exercised when removing silt fences or other sediment-trapping materials, as feasible, to prevent debris or sediment from returning to the stream. All silt fencing or other sediment-trapping materials must be removed in their entirety and the area restored to pre-construction conditions (contoured and revegetated with native species) at the conclusion of the project.
5. The permittee shall clearly mark the limits of the workspace with flagging or similar means to ensure mechanized equipment does not enter avoided waters of the U.S. and riparian wetland/habitat areas. Adverse impacts to waters of the U.S. beyond the Corps Regulatory Division-approved construction footprint are not authorized. Such impacts could result in permit suspension and revocation, administrative, civil or criminal penalties, and/or substantial, additional, compensatory mitigation requirements.

6. A copy of this permit shall be on the job site at all times during construction. The permittee shall provide a copy of this permit to all contractors, subcontractors, and forepersons. The permittee shall require that all contractors, subcontractors, and forepersons read this authorization in its entirety and acknowledge they understand its contents and their responsibility to ensure compliance with all general and special conditions contained herein.

Endangered Species Act:

7. This Corps permit does not authorize you to take any federally listed threatened or endangered species, in particular the federally endangered least Bell's vireo (*Vireo Bellii Pusillus*) and the federally endangered Stephen's kangaroo rat (*Dipodomys stephensi*). In order to legally take a federally listed species, you must have separate authorization under the Endangered Species Act (ESA) (e.g. ESA section 10 permit, or a Biological Opinion (BO) under ESA section 7, with "incidental take" provisions with which you must comply). The U.S. Fish and Wildlife Service (FWS) issued a BO, dated April 22, 2013 (FWS-WRIV- 10B0218-10F0612), with "incidental take" that is also specified in the Western Riverside County Multiple Species Habitat Conservation Plan. Your authorization under this Corps permit is conditional upon your compliance with all of the mandatory terms and conditions associated with incidental take of the BO, terms and conditions of which are incorporated by reference in this permit. Failure to comply with the terms and conditions associated with incidental take of the BO, where a take of the federally listed species occurs, would constitute an unauthorized take, and it would also constitute non-compliance with your Corps permit. The FWS and the Corps are the appropriate authorities to determine the permittee's compliance with the BO and with ESA.

Cultural Resources:

8. Pursuant to 36 C.F.R. section 800.13, in the event of any discoveries during construction of either human remains, archeological deposits, or any other type of historic property, the permittee shall notify the Corps' Regulatory Division staff (Sophia Ma at 213-452-3357 or Stephanie Hall at 213-452-3410) and Archaeology staff (John Killeen at 213-452-3861) within 24 hours. The permittee shall immediately suspend all work within 100 feet of any area(s) where potential cultural resources are discovered. The permittee shall not resume construction in the area surrounding the potential cultural resources until the Corps Regulatory Division re-authorizes project construction, per 36 C.F.R. section 800.13.

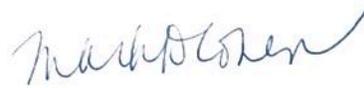
This verification is valid through **March 18, 2017**. If on March 18, 2017 you have commenced or are under contract to commence the permitted activity you will have an additional twelve (12) months to complete the activity under the present NWP terms and conditions. However, if I discover noncompliance or unauthorized activities associated with the permitted activity I may request the use of discretionary authority in accordance with procedures in 33 CFR § 330.4(e) and 33 CFR §§ 330.5(c) or (d) to modify, suspend, or revoke this specific verification at an earlier date. Additionally, at the national level the Chief of Engineers, any time prior to March 18, 2017, may chose to modify, suspend, or revoke the nationwide use of a NWP after following procedures set forth in 33 CFR § 330.5. It is incumbent upon you to comply with all of the terms and conditions of this NWP verification and to remain informed of any change to the NWPs.

A NWP does not grant any property rights or exclusive privileges. Additionally, it does not authorize any injury to the property, rights of others, nor does it authorize interference with any existing or

proposed Federal project. Furthermore, it does not obviate the need to obtain other Federal, state, or local authorizations required by law.

Thank you for participating in the regulatory program. If you have any questions, please contact Sophia Ma at 213-452-3357 or via e-mail at Sophia.C.Ma@usace.army.mil. Please help me to evaluate and improve the regulatory experience for others by completing the customer survey form at http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey.

Sincerely,

A handwritten signature in blue ink that reads "Mark D. Cohen". The signature is written in a cursive style with a long, sweeping underline.

Mark D. Cohen
Deputy Chief, Regulatory Division

Enclosures



**LOS ANGELES DISTRICT
U.S. ARMY CORPS OF ENGINEERS**

**CERTIFICATE OF COMPLIANCE WITH
DEPARTMENT OF THE ARMY NATIONWIDE PERMIT**

Permit Number: *SPL-2012-00625-SCM*
Name of Permittee: *City of Beaumont (POC: Kishen Prathivadi)*
Date of Issuance: *October 7, 2014*

Upon completion of the activity authorized by this permit and the mitigation required by this permit, sign this certificate, and return it by **ONE** of the following methods;

- 1) Email a digital scan of the signed certificate to Sophia.C.Ma@usace.army.mil
OR
2) Mail the signed certificate to

U.S. Army Corps of Engineers
ATTN: Regulatory Division SPL-2012-00625-SCM
915 Wilshire Blvd
Los Angeles, California 90017

I hereby certify that the authorized work and any required compensatory mitigation has been completed in accordance with the NWP authorization, including all general, regional, or activity-specific conditions. Furthermore, if credits from a mitigation bank or in-lieu fee program were used to satisfy compensatory mitigation requirements I have attached the documentation required by 33 CFR §332.3(1)(3) to confirm that the appropriate number and resource type of credits have been secured.

Signature of Permittee

Date